

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: Reuben Brown
STEPHEN C. KENYON, ET AL.	)	
	:	Group Art Unit: 2611
Application No.: 09/420,945	)	
	:	Confirmation No. 3459
Filed: October 19, 1999	)	
	:	
For: METHOD AND APPARATUS FOR	)	
AUTOMATICALLY RECOGNIZING	:	September 13, 2006
INPUT AUDIO AND/OR VIDEO	)	
STREAMS	:	

Mail Stop **Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:


Attached please find the listing of claims from the amendment filed on June 23, 2006. Claims 17, 19, 21, 22, 24, 25, and 26 now include the status identifier “(Previously Presented)” instead of “(Currently Amended)”. The September 8, 2006 Notice of Non-Compliant Amendment informs Applicants that the status identifier for Claims 17, 21, 22, 24 & 26 needs correction. Applicants believe the same is true for Claims 19 and 25, and

have made the appropriate correction to the status identifier for these claims as well.

Applicants believe that the amendment is now compliant with the requirements of 37 CFR 1.121. A copy of the September 8, 2006 Notice of Non-Compliant Amendment is attached.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard P. Bauer", written over a horizontal line.

Attorney for Applicants

Richard P. Bauer

Registration No. 31,588

PATENT ADMINISTRATOR  
KATTEN MUCHIN ROSENMAN LLP  
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# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/420,945	10/19/1999	STEPHEN C. KENYON	213680.00004	3459

27160 7590 09/08/2006

PATENT ADMINISTRATOR  
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EXAMINER

BROWN, RUEBEN M

ART UNIT PAPER NUMBER

2623

DATE MAILED: 09/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

# Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.

09/420,945

Examiner

Reuben M. Brown

Applicant(s)

KENYON, STEPHEN C.

Art Unit

2623

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 23 June 2006 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
  - ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 2. Abstract:
  - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☐ 3. Amendments to the drawings:
  - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 4. Amendments to the claims:
  - ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: See Continuation Sheet.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):  
\_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

## TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

- 1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
- 2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable

Telephone No.

Patent and Trademark Office

Part of Paper No. 20060901

Continuation of 4(e) Other: Claims 17, 21, 22, 24 & 26, have the following status identifier: (Currently Amended). However, there does not appear to be any amendments made to the instant claims. Correction is required.



REUBEN M. BROWN  
PATENT EXAMINER